

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Group Art Unit 3744

In re

Patent Application of

John Roche, et al.

Application No. 10/683,034

Confirmation No. 9889

Filed: October 10, 2003

Examiner: William E. Tapolcai

"EVAPORATOR FOR REFRIGERATED
MERCHANDISERS"

I, Susan L. Buckingham, hereby certify that this correspondence is being deposited with the US Postal Service as first class mail in an envelope addressed to Mail Stop ISSUE FEE, Commissioner for Patents, Alexandria, Virginia, 22313-1450, on the date of my signature.

Susan L. Buckingham
Signature

April 7, 2005
Date of Signature

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE
UNDER 37 C.F.R. 1.104(e)

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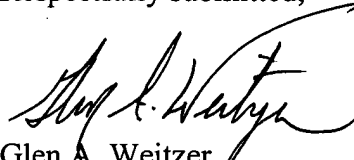
Sir:

This communication is in response to the Examiner's Statement of Reasons for Allowance set forth in the Notice of Allowance dated January 14, 2005. Applicants respectfully request the Examiner to enter the following comments into the file.

The reasons set forth by the Examiner refer to multiple features. Some of the claims include all of these features while some of the claims only include some of these features. Applicants respectfully submit that the claims referring to only some of the identified features are nonetheless patentable.

In addition, the reasons set forth by the Examiner refer only to some of the features in the independent claims, and are not the only reasons that all of the claims are allowable. Each of the independent and dependent claims include additional patentable features or combinations of features not mentioned by the Examiner.

Respectfully submitted,



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